

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE STATE STREET BANK AND
TRUST CO. FIXED INCOME FUNDS
INVESTMENT LITIGATION

MDL No. 1945

PRUDENTIAL RETIREMENT INSURANCE
AND ANNUITY COMPANY,

Plaintiffs,

v.

No. 07 Civ. 8488 (RJH)

STATE STREET BANK & TRUST
COMPANY and STATE STREET GLOBAL
ADVISORS, INC.,

ORAL ARGUMENT REQUESTED

Defendants.

STATE STREET'S MOTION FOR SUMMARY JUDGMENT

Defendant State Street Bank and Trust Company ("State Street"), based upon the accompanying Rule 56.1 Statement of Undisputed Material Facts, Declaration of Lila A. Palmer with attached exhibits 1-95, dated June 2, 2010, Declaration of Andrew S. Carron with attached exhibit A, dated June 2, 2010, and Memorandum of Law in Support, and upon all the pleadings and proceedings heretofore had herein, hereby moves this Court for an order granting summary judgment in favor of defendant dismissing with prejudice all claims asserted against it in plaintiffs' Complaint, and granting defendant such other relief in its favor as the Court deems proper. Pursuant to Your Honor's Individual Practices, State Street requests oral argument.

Dated: June 2, 2010

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CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2010, I caused a true and correct copy of the foregoing document to be served upon the following counsel of record electronically.

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